

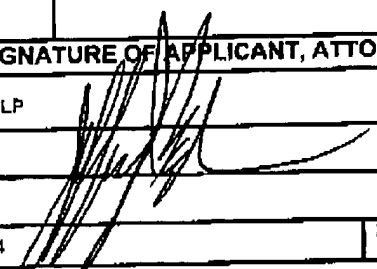
PTO/SB/21 (09-04)

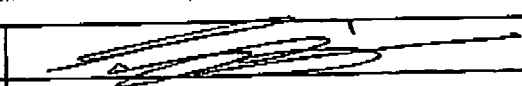
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/772,337	RECEIVED CENTRAL FAX CENTER DEC 29 2004
	Filing Date	January 29, 2001	
	First Named Inventor	Glenn Ricart	
	Art Unit	2188	
	Examiner Name	BRAGDON, REGINALD GLENWOOD	
Total Number of Pages In This Submission	9	Attorney Docket Number	300/6

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks This is a response in substitute two responses previously submitted on December 23 & 28, 2004.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Kaplan & Gilman, LLP	
Signature		
Printed name	Jeffrey I. Kaplan	
Date	December 29, 2004	Reg. No. 34,356

CERTIFICATE OF TRANSMISSION/MAILING	
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Glenn Ricart et al.  
Title of Invention : DATA BACKUP  
Filed : January 29, 2001  
Application No. : 09/772,337  
Examiner : BRAGDON, REGINALD GLENWOOD  
Art Unit : 2188  
Attorney Docket No. : 300/6

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AMENDMENT

SIR:

This is a response, as a substitute to two responses filed on December 23 and 28, 2004, to the final Office Action dated December 8, 2004, in connection with the above-referenced patent application.

Amendment to the Specification is shown on page 2 of this paper.

Amendments to the claims are reflected in the complete listing of claims which begins on page 3 of this paper.